
UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

FRANK EDWARD BYRD, III,

Plaintiff,

versus

AARON TOMPKINS, *et al.*,

Defendants.

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CIVIL ACTION NO. 1:17-CV-504

**MEMORANDUM ORDER ADOPTING THE MAGISTRATE
JUDGE'S REPORT AND RECOMMENDATION**

Plaintiff Frank Edward Byrd, Jr., an inmate confined at the Hughes Unit, proceeding *pro se*, brought this lawsuit pursuant to 42 U.S.C. § 1983.

The court referred this matter to the Honorable Keith F. Giblin, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court. The Magistrate Judge recommends plaintiff's motion for injunctive relief (docket entry no. 12) should be denied.

The court has received and considered the Report and Recommendation of United States Magistrate Judge filed pursuant to such referral, along with the record, pleadings and all available evidence. No objections to the Report and Recommendation of United States Magistrate Judge were filed by the parties.

ORDER

Accordingly, the findings of fact and conclusions of law of the Magistrate Judge are correct, and the report of the Magistrate Judge is **ADOPTED**. It is

ORDERED that plaintiff's motion for injunctive relief is **DENIED**.

SIGNED at Plano, Texas, this 14th day of September, 2018.

Marcia A. Crone

MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE